

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

OLD LADDER LITIGATION, LLC, as Litigation  
Designee on behalf of the Liquidation Trust

Plaintiff,

v.

INVESTCORP BANK B.S.C., *et. al*,

Defendants.

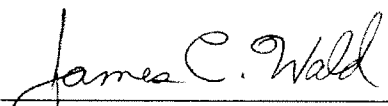
08 Civ. 0876 (Judge Berman)

**FRCP 7.1 STATEMENT**

Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure and to enable judges and magistrate judges of the Court to evaluate possible disqualification or recusal, the undersigned counsel for Defendants Leonard Green & Partners, L.P.; LGP Management, Inc.; Green Equity Investors III, L.P.; and Werner Co-Investment LLC certify that they are private non-governmental parties, have no corporate parent, and that no publicly held corporations own 10% or more of their stock.

Dated: April 8, 2008  
Los Angeles, California

LATHAM & WATKINS LLP

By:   
(James C. Wald (admitted *pro hac vice*))

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